

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re Flint Water Cases.

Civil No. 16-cv-10444
(Consolidated)

Judith E. Levy
United States District Judge

This Order Relates to:

Meeks, *et al.* v. United States,
Case No. 16-10444

**JOINT PROPOSED AMENDED SCHEDULING ORDER MEEKS V.
UNITED STATES**

The *Meeks* Plaintiffs and Defendant, the United States of America, hereby jointly submit the following proposed amended scheduling order to ensure sufficient time is available to the United States to produce all relevant expert reports, and to provide the Plaintiffs sufficient time to respond.¹

<u>Event</u>	<u>Deadline/Date Range</u>
Written Discovery to Plaintiffs No more than thirty (30) requests for production of documents and tangible things, twenty-five (25) interrogatories, and twenty-five (25) requests for admissions. These maximum numbers shall include sub-parts to any particular request. <i>See Case No. 5:17-cv-10164, ECF No. 976 at PageID.69789.</i>	Currently open. <i>See Case No. 5:17-cv-10164, ECF No. 976 at PageID.69789.</i> All discovery requests must be served reasonably in advance, and no later than thirty days before, the Fact Discovery Deadline. <i>Case No. 5:17-cv-10164, ECF No. 976 at PageID.69791.</i>

¹ The requested amended deadlines are highlighted in yellow.

<u>Event</u>	<u>Deadline/Date Range</u>
Written Discovery to Defendant No more than thirty (30) interrogatories, fifty (50) requests for production, and forty-five (45) requests for admission. Plaintiffs may also notice additional depositions of the United States employees. See Case No. 5:17-cv-10164, ECF No. 976 at PageID.69790–91.	Currently open. See Case No. 5:17-cv-10164, ECF No. 976 at PageID.69790. All discovery requests must be served reasonably in advance, and no later than thirty days before, the Fact Discovery Deadline. See Case No. 5:17-cv-10164, ECF No. 976 at PageID.69791.
United States serves updated authorization forms and Interrogatories for Plaintiffs to identify health providers and educational providers to facilitate depositions (United States 1 st Set of Interrogatories)	February 28, 2025 Completed.
Parties' submissions regarding proposed Home Inspection and Neuropsychological IME protocols	March 3, 2025. Completed.
Plaintiffs provide complete responses to United States' 1 st Set of Interrogatories	March 14, 2025 Completed.
Plaintiffs provide signed authorizations and record releases for those providers identified in response to the United States' 1 st Set of Interrogatories	March 14, 2025 Completed.
Completion of Plaintiff Depositions	March 3, 2025 — May 10, 2025* Completed.
Completion of Defense (Non-Expert) Depositions	March 3, 2025 — May 10, 2025* Completed.
Plaintiffs' Expert Reports and Disclosures (except Plaintiffs' Liability Experts)	June 2, 2025 Completed.
Plaintiffs' Expert Depositions (except Plaintiffs' Liability Experts)	June 2, 2025 — July 18, 2025 Completed.

<u>Event</u>	<u>Deadline/Date Range</u>
Plaintiffs' Expert Report and Disclosures for Plaintiffs' Liability Experts	July 11, 2025 Completed.
Deposition of Plaintiffs' Liability Experts	July 18, 2025 — August 7, 2025
Defendant's Expert Reports and Complete Disclosures for Defendant's Toxicology and Economic Experts and Rule 26(a)(2)(C) Disclosures	July 28, 2025
Defendant's Rule 35 Reports and Expert Reports and Complete Disclosures for Defendant's Neuropsychology and Neurology Experts and any Expert Reports and Complete Disclosures Responsive to Plaintiffs' Liability Experts	August 29, 2025
(Except Defendant's Neuropsychologist for Plaintiff J.C.) ²	
Plaintiffs' Reply Expert Reports (if necessary) to Defendant's Expert Disclosures	September 12, 2025 ³
Defendant's Expert Depositions	August 18, 2025 — September 26, 2025
Close of fact discovery subject to exceptions in the Federal Rules or Court-ordered exceptions	September 26, 2025
IME and home inspections (if needed)	By close of fact discovery (September 26, 2025)
United States' Supplemental Notice of Non-Party at Fault	September 26, 2025

² The Parties have agreed to meet and confer to determine a separate proposed deadline for Defendant's Neuropsychologist report for J.C. The Parties will meet and confer on this deadline at the time J.C.'s IME has been confirmed (the parties agree that confirmation shall occur by August 11, 2025).

³ Depending on the number of expert reports ultimately submitted by the United States on August 29th, Plaintiffs reserve the right to seek additional time to respond if needed.

<u>Event</u>	<u>Deadline/Date Range</u>
<i>Daubert</i> and Summary Judgment + Subject Matter Jurisdiction Motions Opening Briefs	October 1, 2025* **The United States' combined Rule 56 and Rule 12(h)(3) motion shall not exceed 35 pages, without leave pursuant to Local Rule 7.1(d)(3)(A). <i>See</i> 5:16-cv-10444-JEL-EAS ECF No. 3202, PageID.108158 (adding 10 pages to Rule 7 page limit).
<i>Daubert</i> and Summary Judgment + Subject Matter Jurisdiction Response Briefs	November 17, 2025* **Plaintiffs' opposition to United States' combined Rule 56 and Rule 12(h)(3) motion shall not exceed 35 pages, without leave pursuant to Local Rule 7.1(d)(3)(A). <i>See</i> 5:16-cv-10444-JEL-EAS ECF No. 3202, PageID.108158 (adding 10 pages to Rule 7 page limit).
<i>Daubert</i> and Summary Judgment + Subject Matter Jurisdiction Reply Briefs	December 8, 2025 **The United States' reply to its combined Rule 56 and Rule 12(h)(3) motion shall not exceed 12 pages, without leave pursuant to Local Rule 7.1(d)(3)(B). <i>See</i> 5:16-cv-10444-JEL-EAS ECF No. 3202, PageID.108158 (adding 7 pages to Rule 7 page limit).
Oral Argument on <i>Daubert</i> Motions	TBD
Oral Argument on Summary Judgment + Subject Matter Jurisdiction Motions	TBD
Motions in Limine Opening Briefs	December 15, 2025* **Each party will submit one <i>omnibus</i> motion with a 20-page limit.
Motions in Limine Response Briefs	December 22, 2025
Motions in Limine Reply	January 5, 2026

<u>Event</u>	<u>Deadline/Date Range</u>
Oral Argument on Motions in Limine	TBD
Parties' findings of fact and conclusions of law	January 5, 2026*
Final Pretrial Order (including findings of fact, conclusions of law, proposed witness list)	January 5, 2026*
Final Pretrial Conference	TBD
First Day of Trial	January 26, 2026*

Dated: 7/29/2025

Respectfully submitted,

s/ Melanie Daly

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CERTIFICATE OF SERVICE

I hereby certify that on July 29, 2025, I electronically filed this document with the Clerk of the Court using the ECF System, which will send notification to the ECF counsel of record.

/s/ Lauren Gerber
LAUREN GERBER

Counsel for United States